

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

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JAMES TRAYLOR,

Petitioner,

v.

JANETTE PRICE,

Respondent.

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Case No. 4:03-CV-26

Hon. Richard Alan Enslen

**FINAL ORDER**

In accordance with the Opinion of this date;

**IT IS HEREBY ORDERED** that Petitioner James Traylor's Objections (Dkt. No. 34) are **DENIED**, the Report and Recommendation (Dkt. No. 30) is **ADOPTED**, the Petition for Writ of Habeas Corpus is **DISMISS WITH PREJUDICE**, and a certificate of appealability is **GRANTED** limited to the first issue asserted in the Petition.

**IT IS FURTHER ORDERED**, for the purpose of facilitating appeal, that the Court authorizes Petitioner to proceed *in forma pauperis* on appeal pursuant to Federal Rule of Appellate Procedure 24.

**IT IS FURTHER ORDERED** that the Court directs the Federal Public Defender to immediately appoint counsel for Petitioner for the purpose of prosecuting his appeal.

DATED in Kalamazoo, MI:  
September 22, 2005

/s/ Richard Alan Enslen  
RICHARD ALAN ENSLEN  
SENIOR UNITED STATES DISTRICT JUDGE